

**STATE OF TENNESSEE  
DEPARTMENT OF COMMERCE AND INSURANCE  
TENNESSEE ATHLETIC COMMISSION  
500 JAMES ROBERTSON PARKWAY  
DAVY CROCKETT TOWER  
NASHVILLE, TN 37243**

**Friday, September 05, 2008**

**Call to Order** at 1:05 p.m. by Steve Majchrzak, Assistant Commissioner, Regulatory Boards.

In attendance were Wayne Pugh, Deputy General Counsel, Leslie Bridges from AG office, Nicole Canter for minutes, Commissioner Leslie Newman, Deputy Commissioner Mary Moody, General Counsel Beth Martin, Christopher Garrett, Public Information Officer.

Commissioners Joe Smith from Chattanooga (via teleconference), Steve Hannah from Brentwood, Stuart Howard, Jr. from Millington, Jack Sammons from Memphis, Neal Frauwirth M.D. from Cleveland, Teri Mast from Nolensville, Chuck Clark from Jackson, Scott White from Brentwood. Commissioner Kurt Spindler M.D., from Franklin, at 2:30 p.m.

**Adopt Robert's Rules of Order** to constitute Board properly. Motion by Commissioner Jack Sammons, second by Commissioner Chuck Clark, motion carried.

**Election of Officers**

Commissioner White moved to nominate Jack Sammons. Commissioner Sammons accepted. Commissioner Mast seconded. A unanimous vote resulted.

Chairman Sammons called for nominations for vice-chairman. Commissioner White moved to nominate Joe Smith. Commissioner Hannah seconded. A unanimous vote resulted.

**Commission Member Orientation** – Review of welcome packet and brief discussion of Sunshine Laws, liability, budget, and commission duties. Mary Moody discussed ethical compliance.

**Overview of Rulemaking Process** by Wayne Pugh. The commission expressed its desire to put rules into effect as soon as possible. Commissioner Mast made a motion to adopt Nevada rules as emergency rules, and Commissioner Hannah seconded that motion. After discussion as to the applicability of Nevada and/or other states rules in Tennessee, Commissioner Mast's motion was withdrawn. Vice Chairman Smith then moved to request that legal counsel (Wayne Pugh) review Tennessee's previous boxing rules, to make sure there's no conflict; and then using the Nevada boxing rules as a

foundation, and using as a resource Tennessee, California and New Jersey rules, draft emergency rules. Commissioner Hannah seconded the motion. Further discussion narrowed the focus of the rules to MMA and boxing. Chairman Sammons called for the question, and the motion carried.

### **New Business**

Leslie Bridges gave an overview of the July 22, 2008 event at the Sommet Center. Discussion pertaining to question, Can the commission collect fees under statute passed in to law July 1, 2008 although the commission was not in existence? Tennessee is taking the position that the promoter must pay. Commissioner Clark made a motion to collect any fees associated with the event. Motion seconded by Commissioner Howard. After discussion, the motion carried.

Leslie Bridges also provided information about an amateur bout that was scheduled for September 4, 2008 at a downtown bar, McFadden's. The event did not take place because Metro Nashville Police notified the venue of the newly enacted law prohibiting unregulated boxing. She opined that there doesn't seem to be anything in the act that makes compliance with contingent on commission being in place. As the commission was created July 1, McFadden's would be in violation. Chairman Hannah made a motion to direct Wayne Pugh to write a letter to the DA expressing the Commissions opinion that the events violated statutes and that the DA should take action against the venue and organizers, as it is a Class A misdemeanor. Commissioner Mast seconded. The motion carried.

The motion was reconsidered and withdrawn. The Commission directed that a press release be issued advising of the Commission's opinion that such events are illegal.

Commissioners Hannah, Clark, and Frauwirth are planning to travel to Atlanta, GA to observe a UFC fight on September 6, 2008. The credentials are being issued by Georgia. Commissioner Howard moved to allow for the travel expense, Commissioner White seconded. The motion carried.

Chairman Sammons appointed Commissioner White as Chairman of a sub-committee to determine the qualifications for an Executive Director, and lead the search for same. He will be assisted by Commissioners Clark and Howard.

**Adjourn** at 3:49 p.m.